

IN THE SUPERIOR COURT OF THE ESTATE OF WASHINGTON FOR KING COUNTY

SHERI STARES,

Plaintiff

NO. 367315

AMENDED ANSWER OF DEFENDANTS

PALMBERG AND HUGHES

MAUDE PALMBERG, ANNIE
STANGROOM, GERTIE GORMAN
HUGHES, MRS. ARTHUR HARRIS,
formerly Eileen Stangroom,
HESELE ZENDEL, deceased,
and her heirs, and ALFRED
ZIMMERBERG, deceased, and
his heirs,

Defendants.

\$

FILED
DEC 19 AM 10 54
NORMAN R. RIDGELL, CLERK
KING COUNTY WASH.

Come now the defendants Maude Palmberg and Gertie Gorman
Hughes, and for answer to the complaint of the plaintiff herein

I.

Answering Paragraph I of the complaint, these defendants
admit that the parties are joint owners of Parcels A and C of
said designated paragraph, but deny all the remainder of said
paragraph.

II.

These defendants admit that the plaintiffs desire a parti-
tion.

III.

These defendants deny Paragraph III of the complaint and
petition.

FOR FURTHER ANSWER AND BY WAY OF A CROSS-COMPLAINT AGAINST
THE PLAINTIFF, THESE DEFENDANTS SAY:

I.

That the property involved in this proceeding is the proper-
ty owned by the parents of the parties.

-1-

12-18-46
COPY RECD
DOMESTIC
MAIL

24

1 plaintiff was administrator of the estate. That after the close
2 of the estate these defendants and the other defendants, while
3 the property was still intact, gave to plaintiff the taxes to pay
4 upon said property, relying upon plaintiff to pay the same; that
5 after some time these defendants discovered that plaintiff had
6 misappropriated the money and had not paid the taxes, as a result
7 of which these defendants lost their interest in Parcel B of the
8 property mentioned in the complaint, and same was sold for taxes
9 and the same has become a total loss to these defendants, as well
10 as the money which they advanced to pay the taxes.

11
12 II.

13 That if the partition be had in this case these def-
14 endants assert that they are entitled to have their portion of
15 Parcel B that was lost by reason of the taxes not being paid
16 charged against the plaintiff, as well as the money which they
17 advanced for taxes and which was misappropriated by him.

18
19 III.

20 That the plaintiff has continuously used and lived on
21 a part of the property involved, namely Parcel A, since 1925, has
22 paid no rent therefor and has used the whole of said Parcel A;
23 that a reasonable rental therefor is \$50.00 per month, which plain-
24 tiff should be required to pay to defendants as reasonable rental.

25 For a further Answer, and by way of an Affirmative Def-
26 ense, these defendants say:

27
28 I.

29 That there is a defect of parties plaintiff and defend-
30 ant; that as to the property sought to be partitioned in this case
31 there are many other parties interest, who have an interest, and
they have not been made defendants, neither have they been made
plaintiffs in this cause, and that to proceed after this cause
would amount to nothing.

1 WHEREFORE, having fully answered these defendants pray
2 the equities of this Court.

3
4 *[Signature]*
5 Attorneys for Defendants Gertie
6 Gorman Hughes and Maude Palmberg.

7 STATE OF WASHINGTON

8 COUNTY OF KING

9 } ss.

10 GERTIE GORMAN HUGHES being first duly sworn on oath
11 deposes and says: That she is the answering defendant herein;
12 that she has read the foregoing Amended Answer, knows the con-
13 tents thereof, and believes the same to be true.

14 *Gertie Gorman Hughes*
15 SUBSCRIBED and sworn to before me this 12th day of December,
16 1946.

17 *[Signature]*
18 NOTARY PUBLIC in and for the
19 State of Washington, residing
20 at Seattle.

21
22
23
24
25
26
27
28
29
30
31